Subject: CPRA Response Letter to adrian - 9.18.20
From: Mark Smith <n3145@lapd.online>
Date: 9/18/20, 8:36 PM
To: [redacted]

Dear [redacted]

The Office of the Inspector General (OIG) has reviewed your requests for records pursuant to the California Public Records Act (Cal. Govt. Code §§6250, *et seq.*, hereafter "CPRA" or the "Act"), which we received on July 29, 2020. Your requests seek the following categories of records for the time period 2019 and 2020: (i) daily calendars of the Inspector General; (ii) emails between OIG staff and any email address at lapd.com; (iii) emails between OIG staff and any email address at lappl.org; and (iv) emails between OIG staff and anyone representing LAPPL (Los Angeles Police Protective League).

The OIG is cognizant of its responsibilities under the Act. It recognizes the statutory scheme was enacted in order to maximize citizen access to the workings of government. The Act does not mandate disclosure of all documents within the government's possession. Rather, by specific exemption and reference to other statutes, the Act recognizes that there are boundaries where the public's right to access must be balanced against such weighty considerations as the right of privacy, a right of constitutional dimension under California Constitution, Article 1, Section 1. The law also exempts from disclosure records that are privileged or confidential or otherwise exempt under either express provisions of the Act or pursuant to applicable federal or state law, per California Government Code Sections 6254(b); 6254(c); 6254(f); 6254(k); and 6255. The OIG has conducted an inquiry and search for responsive records and responds as follows:

Request
As many of the calendars of the Inspector General, beginning with January 1, 2020, as will not trigger the previously-noted exemptions from disclosure regarding this request (as modified in your email dated September 8, 2020).

Response
The OIG has identified the attached calendars in response to your request. The information redacted from the calendars is exempt under Sections 6254(c) and 6255 of the CPRA. Section 6254(c) of the CPRA exempts from disclosure personnel, medical, or similar files, the disclosure of which would constitute an unwarranted invasion of personal privacy; Section 6255 of the CPRA exempts from disclosure records, when the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record. The determination that these exemptions apply was made by me, Inspector General Mark P. Smith, with guidance from the Office of the Los Angeles City Attorney.

Request

Emails from 2019 and 2020 between OIG staff members (on the one hand) and any email address at lapd.com (on the other hand).

Response
Previously provided. The determination that the previously-identified exemptions from disclosure, regarding the previously-provided emails, apply was made by me, Inspector General Mark P. Smith, with guidance from the Office of the Los Angeles City Attorney.

Request
Emails from 2019 and 2020 between OIG staff members (on the one hand) and any email address at lappl.org (on the other hand).

Response
Due to the number of responsive and disclosable records resulting from the search, which must be redacted to the extent necessary to protect any information contained therein that is exempt from disclosure under the CPRA, including under Government Code Sections 6254(b), 6254(c), and 6254(k), the OIG will provide you with copies of such records, as they become ready, on a rolling basis. At present, it is estimated that the entirety of such records may be provided to you within approximately six months from the date of your initial request for records on July 29, 2020. However, please be advised that this is merely an estimate and may not be met should unforeseen circumstances arise; should that be the case, you will be notified prior to the expiration of the identified six-month period of a revised estimate.

Request
Emails from 2019 and 2020 between OIG staff members (on the one hand) and anyone representing LAPPL (on the other hand).

Response
Due to the number of responsive and disclosable records resulting from the search, which must be redacted to the extent necessary to protect any information contained therein that is exempt from disclosure under the CPRA, including under Government Code Sections 6254(b), 6254(c), and 6254(k), the OIG will provide you with copies of such records, as they become ready, on a rolling basis. At present, it is estimated that the entirety of such records may be provided to you within approximately six months from the date of your initial request for records on July 29, 2020. However, please be advised that this is merely an estimate and may not be met should unforeseen circumstances arise; should that be the case, you will be notified prior to the expiration of the identified six-month period of a revised estimate.

If you have any questions regarding this correspondence, please contact the OIG at (213) 893-6400.

Very truly yours,
BOARD OF POLICE COMMISSIONERS

MARK P. SMITH
Inspector General

Police Commission

Mark P. Smith
Inspector General
Los Angeles Police Commission
Office of the Inspector General
350 S. Figueroa Street, Suite 1002
Los Angeles, CA 90071
(213) 893-6400
www.oig.lacity.org

Attachments:

CPRA Response Letter [redacted] 9.18.20.pdf 286 KB